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3 UNITED STATES DISTRICT COURT  
4 WESTERN DISTRICT OF WASHINGTON  
5 AT TACOMA

6 EDWARD JOSEPH NELSON,

7 Plaintiff,

8 v.

9 DAN PACHOLKE, PAT GLEBE, RON  
10 FRAKER, WILLIAM ROLLINS, S.  
11 OBENLAND, KATHY RENINGER,  
12 PRICE M. CHENAULT, J. DAVID  
13 KENNEY, CRC COMMITTEE  
14 STAFFORD CREEK MEDICAL,  
CLIFFORD J. JOHNSON, SHARON  
MORGAN, DAVE SIMS, M. HOLTHE,  
CRC COMMITTEE CBCC, and  
G. PRESSEL,

15 Defendants.

No. C12-5048 RBL/KLS

ORDER DENYING MOTIONS FOR  
LEAVE TO AMEND AND FOR  
EXTENSION OF TIME AS MOOT


16 Before the Court are Plaintiff's Motions for Extension of Time (ECF No. 43) and for  
17 Leave to Amend (ECF No. 50). Also pending before the Court is Defendants' Motion to  
18 Dismiss for failure to allege personal participation. ECF No. 40. Under separate Report and  
19 Recommendation the undersigned is recommending that Defendants' motion to dismiss be  
20 denied and that Plaintiff be given an opportunity to submit an amended complaint. Therefore,  
21 his motions for additional time and to amend are moot.  
22

23 It is, therefore, **ORDERED:**

24 (1) Plaintiff's motions for extension (ECF No. 43) and for leave to amend (ECF No.  
25 50) are **DENIED as moot.**  
26

(2) The Clerk shall send a copy of this Order to Plaintiff and to counsel for Defendants.

**DATED** this 23rd day of July, 2012.

  
Karen L. Strombom  
United States Magistrate Judge